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<b>Notice of Allowability</b>	<b>Application No.</b>	<b>Applicant(s)</b>
	10/649,908	BONITO, JOHN
	Examiner	Art Unit
	Jasson Yoo	3714

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

- 1  This communication is responsive to 8/27/03.
- 2  The allowed claim(s) is/are 1-23.
- 3  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a)  All b)  Some\* c)  None of the:
    1.  Certified copies of the priority documents have been received.
    2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3.  Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- \* Certified copies not received: \_\_\_\_\_.
4.  A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
- 5  CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
  - (a)  including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
    - 1)  hereto or 2)  to Paper No./Mail Date \_\_\_\_\_
  - (b)  including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6.  DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

#### Attachment(s)

1.  Notice of References Cited (PTO-892)
2.  Notice of Draftsperson's Patent Drawing Review (PTO-948)
3.  Information Disclosure Statements (PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4.  Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5.  Notice of Informal Patent Application
6.  Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7.  Examiner's Amendment/Comment
8.  Examiner's Statement of Reasons for Allowance
9.  Other \_\_\_\_\_



CORBETT B. COBURN  
PRIMARY EXAMINER

## DETAILED ACTION

### *Drawings*

New corrected drawings in compliance with 37 CFR 1.121(d) are required in this application. See attached Notice of Draftsperson's Patent Drawing Review. Applicant is advised to employ the services of a competent patent draftsperson outside the Office, as the U.S. Patent and Trademark Office no longer prepares new drawings. The corrected drawings are required in reply to the Office action to avoid abandonment of the application. The requirement for corrected drawings will not be held in abeyance.

## EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Robert Morishita on 12/8/06.

The application has been amended as follows:

**Applicant's Abstract** is replaced with the following:

A player places a point bet. A come out number is randomly selected using dice or a random number generator. Depending on the come out number selected, the player wins the point bet, loses the point bet, pushes on the point bet, or the point bet

remains in play and the come out number becomes the point number. Outcome numbers are randomly selected until the outcome number is either 7, in which case the player loses the point bet, or the point number, in which case the player is rewarded. Place bet wagers are provided subsequent to the selection of the come out number on the numbers 5, 6, 8, or 9 (excluding 4 and 10). During the selection of the outcome number, if the outcome number 7 is selected, players lose any place bet wagers, and if the outcome number is the place bet number, the player is rewarded.

**Applicant's Specification:**

"is a conversion and continuation-in-part application" in page 1, line 5, should be --claims the priority--.

"die" in page 2, line 17; page 4, line 13; page 4, line 21; page 5, line 18; page 10, line 13; page 11, line 1; should be --dice--.

**Applicant's Claims:**

Claim 1, "between 2 and 12," in page 13, line 5, should be --between 2 and 12 by rolling a pair of dice--.

Claim 1, "between 2 and 12" in page 13, line 10, should be --between 2 and 12 by rolling a pair of dice--.

Claim 1, "bey" in page 13, line 18, should be --bet--.

Claim 15, "die" in page 15, line 13; page 15, line 15; page 15, line 20; should be - -dice--.

Claim 15, "bey" in page 16, line 6, should be --bet--.

Claim 19, "wining" in page 17, line 5, should be --winning--.

***Allowable Subject Matter***

Claims 1-23 are allowed.

The following is an examiner's statement of reasons for allowance:

Prior art does not teach gaming device or a method of playing a dice game comprising rolling the dice for a come out number and if the come out number is 7 player wins the bet, if the number is 2 or 3 player loses the bet, if the number is 11 or 12, declaring a push; and providing place bet wagers on number 5-6 and 8-9, excluding the numbers 4 and 10.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jasson Yoo whose telephone number is (571)272-5563. The examiner can normally be reached on 8:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Olszewski Robert can be reached on (571)272-6788. The fax phone

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number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

JHY



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